IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.RAMACHANDRAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

FAO.No. 137 of 2006

AGAINST THE ORDER DATED 10-04-2006 IN IA.783/2006 IN OS.161/2006 of PRINCIPAL SUB COURT,IRINJALAKUDA
.....

APPELLANT:- RESPONDENT/DEFENDANT:

GOPINATHA MENON,
S/O. MANAMMEL KUMARI AMMA,
KONATHUKUNNU DESOM, THEKKUMKARA VILLAGE,
MUKUNDAPURAM TALUK.

BY ADV. SRI.K.G.BALASUBRAMANIAN

RESPONDENTS:- PETITIONER/PLAINTIFF:

INDUSEKHARAN,
S/O. PADNJAREVAKKAYIL KAMALAKSHMI AMMA,
KONATHUKUNNU DESOM, THEKKUMKARA VILLAGE,
MUKUNDAPURAM TALUK.

BY ADV. SRI.P.VIJAYA BHANU
SRI.P.SANTHOSH (PODUVAL)

THIS FIRST APPEAL FROM ORDERS HAVING BEEN FINALLY HEARD ON

01/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M. RAMACHANDRAN & A.K.BASHEER, JJ.

F.A.O.NO. 137 OF 2006

Dated this the 1st day of December, 2006

J U D G M E N T

Ramachandran, J.

By an order dated 10th of April,2006, the application filed by the plaintiff for restraining the respondent/ defendant from alienating or encumbering the plaint schedule properties had been allowed. Appellant has come up challenging this order.

2. We do not think, at this stage, we have to invest time to examine the technical contentions that had been raised. It will be in the interest of the parties that the suit is disposed of on an early date.

3. Respondent was also heard. In the aforesaid circumstances, we direct that the suit is to be disposed of within a period of four months from the date of receipt of a copy of this judgment. We make it clear that the final adjudication should be untrammelled by any findings and observations that had been recorded in the order dated 10.4.2006.

The appeal is disposed of as above.

M. Ramachandran, Judge

A.K.Basheer, Judge

Mbs/